

MEMORANDUM

DATE: November 21, 2005

To: Planning and Zoning Board

FROM: Maurice Murray, Acting Assistant Director, Community Inspections *MM*

VIA: Valerie Bohlander, Director, Building Department *VB*

SUBJECT: **Case No. 10-T-05**

Applicant: City of Fort Lauderdale/Code Advisory Committee

Request: Amend ULDR Section 47-19, *Accessory Buildings, Uses, and Structures*, Section 47-19.9, *Outdoor Uses*, to provide additional criteria for the regulation of outdoor sales and storage at garden centers.

INTRODUCTION

The City Commission, upon the recommendation of the Code Advisory Committee, wishes to prohibit the outdoor sale and the outdoor storage of certain merchandise at garden centers and believes that such a prohibition would enhance and preserve the character of business and commercial districts and thereby benefit the citizens of Fort Lauderdale.

BACKGROUND

The Code Advisory Committee (CAC) prepared this ordinance change with the help of appointed code specialist attorney, Mr. Alexander L. Palenzuela-Mauri. This ordinance change was presented and approved by the City Commission at the Commission Conference Meeting June 21, 2005. The proposed ordinance would amend the Unified Land Development Regulations of the City of Fort Lauderdale, Florida, Section 47-19.9 modifying the definition of "garden center" to limit outdoor retail sales to live plants and home garden supplies.

PRIOR ACTIONS

At the June 21, 2005 Commission Conference Meeting, (**Exhibit: Commission Agenda Report 05-0678**) the City Commission directed that the proposed ordinance recommended by the Code Advisory Committee move forward to be presented to the Planning and Zoning Board for approval.

COMPREHENSIVE PLAN

The City's Comprehensive Plan provides the following goals, objectives and policies in support of this ULDR amendment:

Objective 22: Continue to respond to identified problems/opportunities; develop incentive systems for quality development and redevelopment; prevent incompatible uses; and incorporate design criteria.

RECOMMENDATION

The Planning and Zoning Board, acting as the Local Planning Agency, shall consider a motion to approve the proposed ordinance for the first reading by the City Commission.

10-T-05/112105/db